

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/786,171 Confirmation No. : 9141
First Named Inventor : Robert FROST
Filed : February 26, 2004
TC/A.U. : 1744
Examiner : Kevin Joyner

Docket No. : 029082.53185US
Customer No. : 23911

Title : Process for Operating a Packaging Transport System

**DECLARATION IN SUPPORT OF PETITION TO RESET PERIOD FOR
REPLY DUE TO NON-RECEIPT OF NOTICE OF NON-COMPLIANT
AMENDMENT**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

I, Tanya Che, hereby declare that:


1. I am the Docketing Manager for the Intellectual Property Group of
Crowell & Moring LLP.
2. I was employed by Crowell & Moring during the relevant time
periods discussed in this Petition as either the Docketing Manager
or Docketing Supervisor for the Intellectual Property Group of
Crowell & Moring LLP.
3. On May 20, 2008, I was informed by Gayle Morris that a Notice of
Non-Compliant Amendment had been mailed in the above-
identified application on December 5, 2007, but there was no
corresponding entry in the Crowell & Moring docketing system.

4. Based on discussions with Gayle Morris, I reviewed the data in our docketing system and determined that all Patent Office correspondence that was mailed on December 5, 2007, was entered into our docketing system on either December 6, 2007 or December 7, 2007.
5. Attached as Exhibit A is a report of all matters entered into our docketing system on December 6, 2007. Attached as Exhibit B is a report of all matters entered into our docketing system on December 7, 2007. The above-identified matter does not appear in the reports of Exhibits A and B.
6. If a Notice of Non-Compliant Amendment (Notice) were received by Crowell & Moring on December 6, 2007, it would have been docketed on December 6th or December 7th and would appear on the reports of Exhibits A and B. Because a Notice for the above-identified application does not appear in the reports of Exhibits A and B, and further no entry for the Notice is present on any date after December 5, 2007, it is my belief that the Notice mailed on December 5, 2007, was not received by Crowell & Moring.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

July 11, 2008

Respectfully submitted,



Tanya Che
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